

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare – Land Acquisition – Khammam District – Bajumallaigudem (V), Singareni (M) – Acquisition of land to an extent of Ac. 3.00 ¼ Gts in Sy.Nos. 9/2, 9/3, 43/2, 43/3, 43/4, 43/5, and 43/6 for providing house sites to the weaker section's people – Sanction of Rs 1,60,127/- towards balance decretal charges, as ordered in AS.Nos.1960/96, 2116/96, 273/98 and 1137/2001 in O.P Nos. 135, 136, 137, and 138/88 – Orders – Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O. Rt. No. 1046

Dated: 22.12.2010.

Read the following:

- Ref:- 1. From the District Collector, Khammam Lr.Rc.No.H2-LA-167-2001, dated 28-08-2009.
2. From the C.S.W, Hyderabad, Lr.. No.LA1/7441/2009, Dt16.11.2009.
3. From the CCLA, Hyd Lr.No.G3/1904/2009, dated 23.7.2010.

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ORDER:-

In the reference 3rd read above, the Chief Commissioner of Land Administration, AP, Hyderabad has stated that the LAO/MRO, Singareni has acquired land to an extent of Ac.3.00 ¼ Gts in Sy.Nos. 9/2, 9/3, 43/2, 43/3, 43/4, 43/5, and 43/6 situated at Bajumallaigudem (V) Singareni (M) of Khammam District vide award Progs. No.A2/624/85, dated 18.3.1987 duly fixing the market value @ Rs.9,400/- per acre. On reference the Hon'ble Subordinate Judge, Kothagudem in OP.No.135 to 138 of 1988, dated 14.02.1994 has enhanced the market value from Rs.9,400/- to Rs.20,000/- per acre. Aggrieved by the orders of the Subordinate Judge, Kothagudem, the LAO/MRO, Singareni, has filed an appeal before the Hon'ble High Court of Andhra Pradesh. The Hon'ble High Court of Andhra Pradesh, Hyderabad has dismissed the appeal and confirmed the lower court orders, in its orders dated 22.4.2004 in AS No.1960/1996, 2116/1996, and 273/1998 in OP.Nos.135, 136 and 138 of 1988 respectively and dated 16.6.2004 in AS.No.1137/2001 in OP.No.137/88. The G.P.(Appeals) High Court, A.P., Hyderabad has stated that there are no merits as the reference Court adopted the capitalisation method for arriving market value in the absence of sale transactions proceedings three years to the date of 4(1) of the Act and accordingly, applied multiplier 11. Hence the orders under appeals does not suffer from any infirmity and opined that there are no grounds to challenge the same. Accordingly the Collector, Khammam has submitted proposals along with calculation sheet for release balance decretal charges for an amount of Rs 1,60,134/- for the land acquired to an extent of Ac.3.00 ¼ Gts in Sy.Nos. 9/2, 9/3, 43/2, 43/3, 43/4, 43/5, and 43/6 situated at Bajumallaigudem (V) Singareni (M) of Khammam District, for providing house sites to the weaker section's people .

2. The CCLA., AP., Hyderabad, after scrutiny of the proposal along with the calculation sheet furnished by the Collector, Khammam District has forwarded the same to the Government for sanction of an amount of Rs.1,60,127/- towards payment of balance decretal charges in respect of the land acquired to an extent of Ac.3.00 ¼ Gts in Sy.Nos. 9/2, 9/3, 43/2, 43/3, 43/4, 43/5, and 43/6 situated at Bajumallaigudem (V) Singareni (M) of Khammam District, for providing house sites to the weaker section people.

3. After careful examination, Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release an amount of Rs.1,60,127/- (Rupees one lakh sixty thousand one hundred and twenty seven only) to the District Collector, Khammam towards payment of decretal charges, as per the orders of Hon'ble High Court dated 22.4.2004 in AS.No.1960/96, 2116/96 and 273/98 in OP.Nos.135, 136 and 138 of 1988 and 16.06.2004 in AS.No.1137/2001 in OP.No.137/88 in respect of the land acquired to an extent of Ac.3.00 ¼ Gts in Sy.Nos. 9/2, 9/3, 43/2, 43/3, 43/4, 43/5, and 43/6 situated at Bajumallaigudem (V) Singareni (M) of Khammam District, for providing of house sites to the weaker section's people.

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4. The amount of expenditure sanctioned in para (3) above shall be met within the B.E. 2010-11 and debited to the following Head of Account:

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker sections in Indiramma Programme - 310/312 – Other Grants-in-Aid” .

5. The Commissioner of Social Welfare, A.P., Hyderabad, is directed to issue necessary proceedings to the District Collector, Khammam, to comply with the Court orders.

6. The District Collector, Khammam, shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions issued vide U.O.Note No.12869/196/ A1/Esp.SW/2009, dated..22.05.2009 and U.O. No. 15926/256/A1/1/ Expr.SW/09, dated.17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Social Welfare, A.P., Hyderabad.

The Chief Commissioner of Land Administration, AP, Hyderabad.

The District Collector, Khammam, District..

Copy to:

The Director of Treasuries & Accounts, A.P. Hyderabad.

The Accountant General, A.P., Hyderabad

The District Treasury Officer, Khammam, District.

Finance (Exp.SW/BG) Department.

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER